IN THE HIGH COURT OF JUDICATURE FOR RAJASTHAN
AT JAIPUR BENCH, JAIPUR

O R D E R

S.B. CRIMINAL REVISION PETITION NO. 294/2007

SURAJMAL Vs. SMT. GEETA & ORS.

DATE: 03.04.2007.

HON'BLE MR. K.S. RATHORE, J.

Mr. Biri Singh with
Mr. Kamlendra Sihag for the petitioner.

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The instant criminal revision petition under Section 397 r/w Section 401 Cr.P.C. is directed against the order dated 07.02.2007 passed by the Civil Judge (Jr. Division) & Judicial Magistrate Ist Class, Niwai, District Tonk in Criminal Case No. 231/2005, whereby the application moved by the respondents for interim maintenance has been allowed and maintenance @ Rs. 500/- per month has been granted in favour of the respondent Nos. 1 and 2 each, wife and daughter of the petitioner respectively from the date of filing of the application and Rs. 500/- per month in favour of the respondent No.3, minor son of the petitioner from the date of his birth i.e. 02.03.2006.

Learned counsel for the petitioner prayed that the maintenance awarded to the respondents by the Court below should be awarded from date of passing of the order i.e. 07.02.2007.

Having considered the submissions made by the learned counsel for the petitioner and looking to the facts and circumstances of the case, in the interest of justice, I deem it proper to modify the impugned order dated 07.02.2007 passed by the Court below to the extent that the order of interim maintenance will be effective from the date of passing of the order i.e. 07.02.2007 for all the respondents.

Accordingly, the impugned order dated 07.02.2007 passed by the Civil Judge (Jr. Division) & Judicial Magistrate First Class, Niwai, District Tonk is modified as indicated herein above and the revision petition stands disposed of.

(K.S. RATHORE),J.

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